

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

**AMENDED** SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 01-0821-0907

*Note: This order is being amended to update the fractional interests granted in Final Decree, Case No. CL07000605-0 executed 7/7/10. The plat has been amended to reflect the addition of surface tracts 1C, 1D, and 5D and the removal of Tr. 2D.*

ELECTIONS: UNIT AV-109  
(herein Subject Drilling Unit)

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on December 18, 2001 which was recorded at Deed Book 537, Page 801 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on January 11, 2002, and at Deed Book 544, Page 369 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on January 10, 2002, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit AV-109;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with

Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company PO Box 3860 Kingsport, TN 37664. Attn: Debbie Davis or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 25 day of Oct., 2011 by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert  
Bradley C. Lambert, Chairman  
Virginia Gas and Oil Board

DONE AND PERFORMED this 25<sup>TH</sup> day of Oct, 2011 by an Order of this Board.

Rick Cooper  
Rick Cooper  
Acting Principal Executive to the Staff  
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA )  
COUNTY OF RUSSELL )

Acknowledged on this 25<sup>TH</sup> day of October, 2011, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and David E. Asbury Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Diane J. Davis  
Diane J. Davis  
Notary Public #174394

My commission expires: 09 / 30 / 2013



1102707

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 11-7, 2011. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 2:22 o'clock P M, after payment of \$ — tax imposed by Sec. 58.1-802.

Original returned this date to: Diane Davis

TESTE: ANN S. McREYNOLDS, CLERK  
BY: Therese Cochran D. CLERK

VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit AV-109  
VGOB 01-0821-0907 in the Hurricane District of Buchanan County and the New Garden District of  
Russell County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein A Designated Operator) REGARDING  
ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by Consol Energy Inc., as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on December 18, 2001, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on January 11, 2002 and January 10, 2002 respectively;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

James D. Rasnake (Carried Operator)

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of December 18, 2001:

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

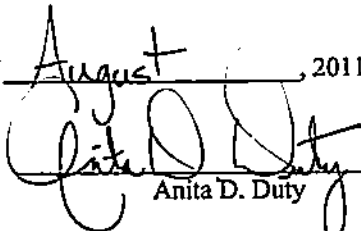
Trula Morgan, Leroy Massie, Linda Cook, Virgie Correll, Lucy Blankenship, Michael Rasnake, Carolyn Carty, Beverly Nuckles, Patty Chambers, Mellie Coleman, Michael Coleman, Debbie Penaly, Mason Whited, Eugene Whited, Arnold Fuller, Ollie Wilson, Dora Webb, Leona Beavers, Cathy Tisdale, John Abshire, Helen Parr, Fred K. Abshire, Ester Newton, Mitzi Helbert, Michael Whitt, Carson Brown, Tivis Brown, Mildred Hale, Judy Farmer, Pauline Presley, Clarence Whited, Bobby Whited, Delma Coleman, Helen Patterson, Fayne Whited, Lucille Pendell, Elmer Brown, Garland Brown, Pauline Brown, Carl Brown, Emory Brown, Earl Brown, Richard Brown, Virgil K. Street, Ellen Hutchinson, Chester C. Smith, Audry Blankenship, Wayne E. Smith, Jesse Street, Elster Hurley, Frankie Ratliff, Unknown Heirs of Dr. L.M. Harrison

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

See attached Exhibit EE

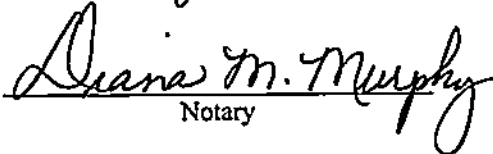
That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 26<sup>th</sup> day of August, 2011.

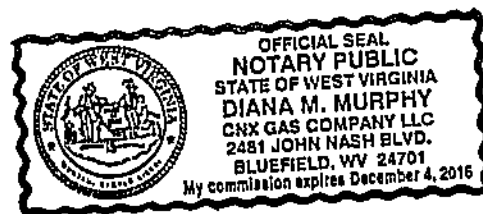
  
Anita D. Duty

STATE OF WEST VIRGINIA  
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for Consol Energy Inc., on behalf of the corporate Designated Operator, this 26<sup>th</sup> day of August, 2011.

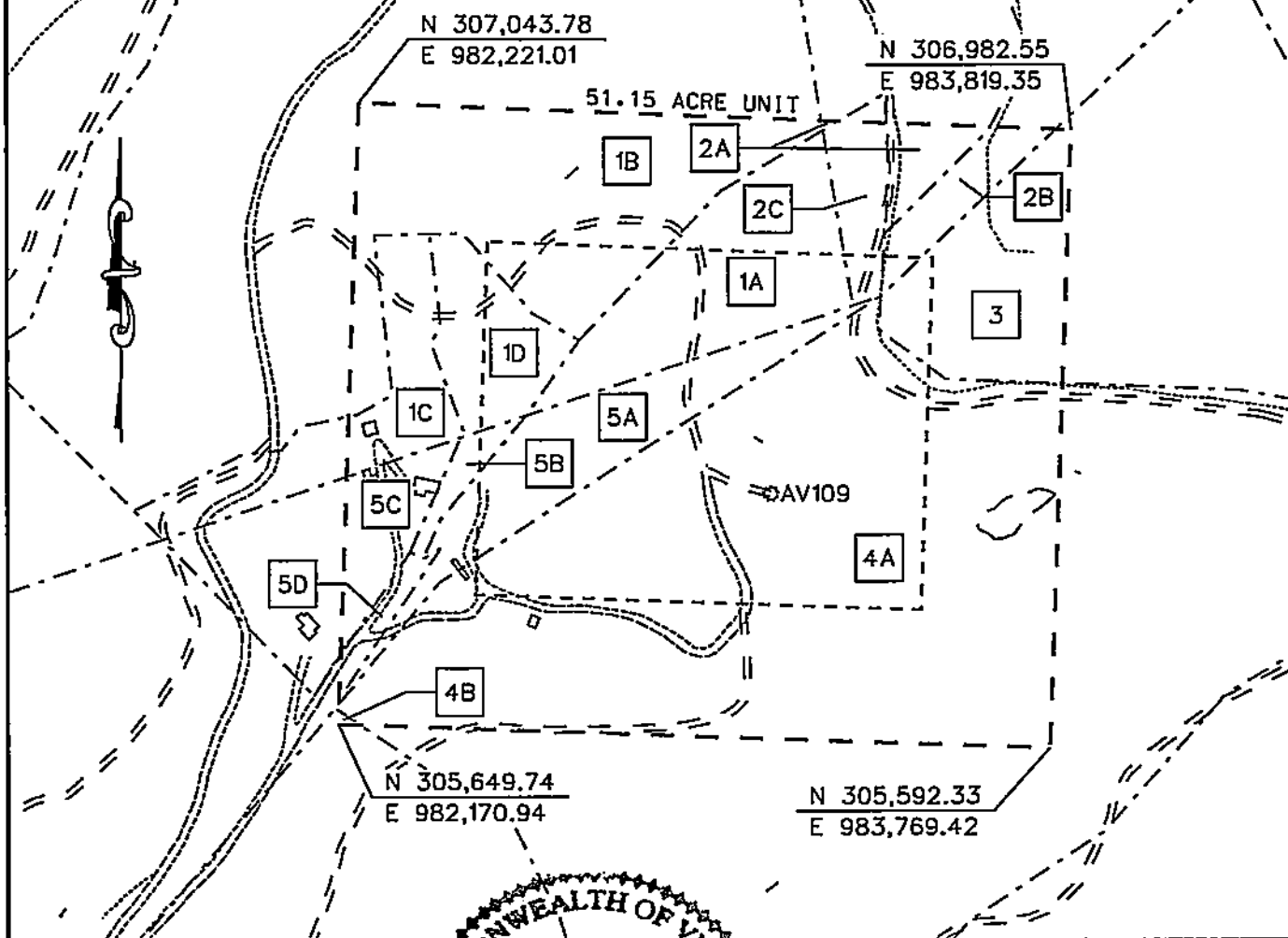
  
Notary

My commission expires: December 4, 2016



Property lines shown on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title of record. This does not represent a current boundary survey. This certification is as to the size, shape and location of the proposed unit.

BEARINGS AND DISTANCES TO OTHER WELLS WITHIN 2,500' RADIUS OF CBM-AV109  
 CBM-FF22A N 0°40'15" E 1622.83'  
 CBM-FF23A N 58°21'53" E 2364.01'  
 CBM-AV110 S 88°16'20" E 1606.81'  
 CBM-AW110A S 51°41'24" E 2141.05'  
 CBM-AW110 S 35°23'20" E 1582.41'  
 CBM-AW109 S 6°10'5" W 1149.8'  
 CBM-AW109A S 8°25'59" W 1767.75'  
 CBM-AW108 S 40°51'42" W 2040.67'  
 CBM-AW108A S 64°49'39" W 2000.55'  
 CBM-AV108A S 87° 50'31" W 1394.5'  
 BKH-01 N 85°59'57" W 2039.7'  
 CBM-FF21 N 36°55'36" W 2420.56'



- CBM WELL
- ⊙ PROPOSED HORIZONTAL WELL
- ⊕ PROPOSED CBM WELL

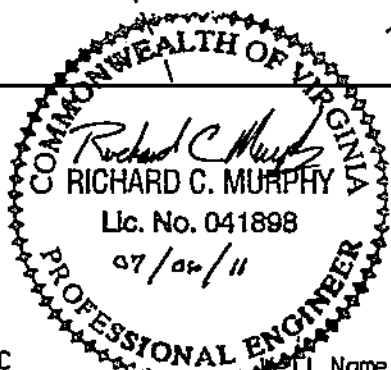


EXHIBIT A  
 MIDDLE RIDGE FIELD  
 UNIT AV109  
 FORCE POOLING  
 VGOB-01-0821-0907

Company CNX GAS COMPANY LLC Well Name and Number UNIT AV109  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle HONAKER  
 County BUCHANAN/RUSSELL District NEW GARDEN/HURRICANE Scale: 1" = 400' Date \_\_\_\_\_  
 This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGO-GO-7  
 Rev. 9/91

*Richard C. Murphy*

Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

**CNX Gas Company LLC****Unit AV 109****Tract Identifications  
(51.15 Acre Unit)**

1. Buckhorn Coal Company, Tract 3 (Jeremiah Yates 600 Acre Tract) – All Minerals  
Reserve Coal Properties Company – Below Drainage Coal Leased  
Knox Creek Coal Company – Above Drainage Coal Leased  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
15.76 acres                      30.8113 %
- 1A. Richard Ray Helton - Surface
- 1B. Roger Helton, et ux – Surface
- 1C. Randy Reed Helton – Surface
- 1D. Walter Helton, Jr. – Surface
2. Buckhorn Coal Company Tr. 2 (Warder Tract 8 617.00 Acre Tract) – All Minerals  
Reserve Coal Properties Company - Below Tiller Coal Leased  
Knox Creek Coal Corporation - Above Drainage Coal Leased  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
2.73 acres                      5.3373 %
- 2A. Roger Helton, et ux – Surface
- 2B. Buckhorn Coal Company - Surface
- 2C. Richard Ray Helton - Surface
3. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal  
Knox Creek Coal Corporation - Above Drainage Coal Leased  
CNX Gas Company LLC - CBM Leased  
James Rasnake, et al (25 Acre Tract) – Oil and Gas  
Buckhorn Coal Company (50%) / James Rasnake, et al (50%) – CBM  
CNX Gas Company LLC – Oil, Gas and CBM Leased (1/24)  
Jearl Blankenship, et al - Surface  
3.48 acres                      6.8035 %
4. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – All Minerals  
Knox Creek Coal Corporation - Above Drainage Coal Leased  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
23.65 acres                      46.2366 %
- 4A. Richard Ray Helton – Surface
- 4B. Buckhorn Coal Company – Surface

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

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**CNX Gas Company LLC**  
**Unit AV 109**  
**Tract Identifications**  
**(51.15 Acre Unit)**

- 5.     Buckhorn Coal Company (M. O. Burke 62.85 Acre Tract) – All Minerals  
       Knox Creek Coal Corporation - Above Drainage Coal Leased  
       CNX Gas Company LLC – Oil, Gas and CBM Leased  
       5.53 acres                   10.8113 %
- 5A.   Richard Ray Helton - Surface
- 5B.   Walter Helton, Jr. – Surface
- 5C.   Randy Reed Helton – Surface
- 5D.   Buckhorn Coal Company – Surface

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

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Exhibit B-2  
Unit AV109  
Docket #VGOB-01-0821-0907  
List of Respondents to be Added and/or Dismissed

BOOK - 741 PAGE 0383

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
<b>II. OIL &amp; GAS OWNERSHIP</b>				
<u>Tract #3, 3.48 acres</u>				
James Rasnake, et al. (a.k.a - Jacob Fuller Heirs, Devisees, Successors or Assigns - 25 Acre Tract)	3.48 acres	6.8035%		
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns				
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.06445 acres 1/54 of 3.48 acres	0.1260%	Not an Owner	
(c) Brady Massie Heirs, Devisees, Successors or Assigns				
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.01269 acres 1/270 of 3.48 acres	0.0252%	Not an Owner	
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns				
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.00806 acres 1/432 of 3.48 acres	0.0158%	Not an Owner	
(2) Alta Cordell Heirs, Devisees, Successors or Assigns				
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns				
(a.1) Virgie Correll Address Unknown	0.38667 acres 1/9 of 3.48 acres	0.7559%	Not an Owner	
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns				
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns				
(b.2) Lucy Blankenship* 182 Romla Road Rowe, VA 24646	0.15 acres 1/24 of 3.48 acres	0.2835%	Leased	
* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.				
(c) Michael Rasnake Heirs, Devisees, Successors or Assigns			Deceased	
(c.1) Peggy Rasnake* 73 Miller Creek Road Honaker, VA 24260	0.56 acres 23/144 of 3.48 acres	1.0867%		Heir
* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.				
(c.2) Bobby Lee Rasnake* 1233 Miller Creek Road Honaker, VA 24260	0.56 acres 23/144 of 3.48 acres	1.0867%		Heir
* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.				
(c.3) Donna Jean Whitt* 6980 Drill Road Honaker, VA 24260	0.56 acres 23/144 of 3.48 acres	1.0867%		Heir

\* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.

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Exhibit B-2  
Unit AV109  
Docket #VGOB-01-0821-0907  
List of Respondents to be Added and/or Dismissed

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	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(6) Eunice Nuckles Heirs, Devisees, Successors or Assigns				
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns				
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.03867 acres 1/90 of 3.48 acres	0.0756%	Not an Owner	
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.03867 acres 1/90 of 3.48 acres	0.0756%	Not an Owner	
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns				
(b.1) Patty Chambers 1009 Peach Rd. Raven, VA 24639	0.15467 acres 2/45 of 3.48 acres	0.3024%	Not an Owner	
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns				
(c.1) Mellie Coleman Address Unknown	0.03867 acres 1/90 of 3.48 acres	0.0756%	Not an Owner	
(c.2) Michael Coleman Address Unknown	0.03867 acres 1/90 of 3.48 acres	0.0756%	Not an Owner	
(d) Irene Minnix Heirs, Devisees, Successors or Assigns				
(d.1) Debbie Penaly Address Unknown	0.07733 acres 1/45 of 3.48 acres	0.1512%	Not an Owner	
(7) Emily Keen Heirs, Devisees, Successors or Assigns				
(e) Mason Whited 1945 Clarks Valley Rd. Swords Creek, VA 24649	0.04833 acres 1/72 of 3.48 acres	0.0945%	Not an Owner	
(f) Eugena Whited 7 Piccolo Place Olmsted Falls, OH 44138	0.04833 acres 1/72 of 3.48 acres	0.0945%	Not an Owner	
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns				
(a) Arnold Fuller 508 Baucom Deese Rd Monroe, NC 28110	0.09667 acres 1/36 of 3.48 acres	0.1890%	Not an Owner	
(b) Ollie Wilson Address Unknown	0.09667 acres 1/36 of 3.48 acres	0.1890%	Not an Owner	
(c) Dora Webb Address Unknown	0.09667 acres 1/36 of 3.48 acres	0.1890%	Not an Owner	
(d) Leona Beavers Address Unknown	0.09667 acres 1/36 of 3.48 acres	0.1890%	Not an Owner	
(9) Ellen Brown Heirs, Devisees, Successors or Assigns				
(d) Luther Abshire, Jr. Heirs, Devisees, Successors or Assigns				

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Exhibit B-2  
Unit AV109  
Docket #VGOB-01-0821-0907  
List of Respondents to be Added and/or Dismissed

BOOK - 741 PAGE 0385

	Acres In Unit	Interest In Unit	Reason for Dismissal	Reason for Addition
(d.1) Cathy Tisdale 108 Shady Oaks Ln. Stanton, VA 24401-6943	0.00116 acres 1/3003 of 3.48 acres	0.0023%	Not an Owner	
(d.2) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00116 acres 1/3003 of 3.48 acres	0.0023%	Not an Owner	
(f) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00232 acres 4/5997 of 3.48 acres	0.0045%	Not an Owner	
(h) Fred K. Abshire 94 Goldfinch Lane Linhurst, VA 22952	0.00232 acres 4/5997 of 3.48 acres	0.0045%	Not an Owner	
(k) Ester Newton c/o Grand Court One Liberty Place #223 Bristol, VA 24201	0.01856 acres 2/375 of 3.48 acres	0.0363%	Not an Owner	
(l) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns				
(l.1) Mitzi Helbert 45 Pace Drive Bristol, VA 24201	0.01373 acres 2/507 of 3.48 acres	0.0268%	Not an Owner	
(l.2) Michael Whitt Address Unknown	0.01373 acres 2/507 of 3.48 acres	0.0268%	Not an Owner	
(m) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.02745 acres 4/507 of 3.48 acres	0.0537%	Not an Owner	
(n) Trvis Brown 4991 Lynn Springs Rd. Swords Creek, VA 24649	0.02745 acres 4/507 of 3.48 acres	0.0537%	Not an Owner	
(o) Mildred Hale PO Box 666 Honaker, VA 24260	0.02745 acres 4/507 of 3.48 acres	0.0537%	Not an Owner	
(p) Judy Farmer PO Box 146 Vansant, VA 24656	0.00696 acres 1/500 of 3.48 acres	0.0136%	Not an Owner	
(q) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.00696 acres 1/500 of 3.48 acres	0.0136%	Not an Owner	
(r) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.00696 acres 1/500 of 3.48 acres	0.0136%	Not an Owner	
(s) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.00696 acres 1/500 of 3.48 acres	0.0136%	Not an Owner	
(t) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.00696 acres 1/500 of 3.48 acres	0.0136%	Not an Owner	
(u) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.00806 acres 1/432 of 3.48 acres	0.0158%	Not an Owner	
(v) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.00696 acres 1/500 of 3.48 acres	0.0136%	Not an Owner	

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Exhibit B-2  
Unit AV109  
Docket #VGOB-01-0821-0907  
List of Respondents to be Added and/or Dismissed

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	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(x) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(y) Elmer Brown RL1 Box 476 Vansant, VA 24565	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(z) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(aa) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(ab) Carl Brown 204 Holly Way Colonial Beach, VA 22445	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(ac) Emory Brown 8416 Granite Springs Rd. Spotsylvania, VA 22551	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(ad) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(ae) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(af) Virgil K. Street 199 Meadowcrest Dr. Bristol, VA 24201	0.00619 acres 1/562 of 3.48 acres	0.0121%	Not an Owner	
(ag) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 1/4484 of 3.48 acres	0.0015%	Not an Owner	
(ah) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00078 acres 1/4484 of 3.48 acres	0.0015%	Not an Owner	
(aj) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00078 acres 1/4484 of 3.48 acres	0.0015%	Not an Owner	
(ak) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00078 acres 1/4484 of 3.48 acres	0.0015%	Not an Owner	
(al) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00078 acres 1/4484 of 3.48 acres	0.0015%	Not an Owner	
(am) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00078 acres 1/4484 of 3.48 acres	0.0015%	Not an Owner	
(an) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 1/4484 of 3.48 acres	0.0015%	Not an Owner	
(ao) Dr. L.M. Harrison Heirs, Devises, Successors or Assigns Address Unknown	0.04833 acres 1/72 of 3.48 acres	0.0945%	Not an Owner	

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	Acres in Unit	Interest in Unit	Election
<b>II. OIL &amp; GAS OWNERSHIP</b>			
<u>Tract #3, 3.48 acres</u>			
(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 25 Acre Tract)	3.48 acres	6.8035%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	1.67 acres 23/48 of 3.48 acres	3.2600%	Carried Operator*
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns			
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.56 acres 23/144 of 3.48 acres	1.0867%	Deemed Leased*
(b.2) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260	0.56 acres 23/144 of 3.48 acres	1.0867%	Deemed Leased*
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.56 acres 23/144 of 3.48 acres	1.0867%	Deemed Leased*

\* Interest amended to reflect the fractional interest granted by Final Decree, Case No. CL07000605-0 executed 7/7/10.

Exhibit E  
Unit AV109  
Docket #VGOB-01-0821-0907  
List of Conflicting Owners/Claimants that require escrow

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	Acres in Unit	Interest in Unit
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**Tract #3, 3.48 acres**

*Although agreements have been reached between the conflicting parties. The funds will need to continue to be escrowed until the Board approves disbursement of funds and a Disbursement Order is issued.*

*By Deed of Indenture each dated 09/17/10, James Rasnake (DB 725/632), Mike Rasnake, Dec. (DB 725/638 and Lucy Blankenship (DB 725/625) conveyed an undivided one-half (1/2) interest in their claim to the CBM Estate to Buckhorn Coal Company. In turn, Buckhorn Coal Company conveyed the same.*

**COAL OWNERSHIP**

(1) Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) P. O. Box 187 Tazewell, VA 24651	3.48 acres	6.8035%
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**OIL & GAS OWNERSHIP**

(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 25 Acre Tract)	3.48 acres	6.8035%
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(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	1.67 acres 23/48 of 3.48 acres	3.2600%
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(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns		
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*Although the heirs of Mike Rasnake now own a total of 23/144, a disbursement is required to pay additional interest granted per court order Case No. CL07000605-0. Owners are currently being paid for a 23/648 interest*

(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.43 acres 161/1296 of 3.48 acres	0.8452%
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(b.2) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260	0.43 acres 161/1296 of 3.48 acres	0.8452%
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(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.43 acres 161/1296 of 3.48 acres	0.8452%
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(c) Lucy Blankenship 182 Romia Road Rowe, VA 24646	0.15 acres 1/24 of 3.48 acres	0.2835%
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Exhibit EE  
Unit AV109  
Docket #VGOB-01-0621-0907  
List of Conflicting Owners/Claimants with Royalty Split Agreements

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	Acres in Unit	Interest in Unit
<u>Tract #3, 3.48 acres</u>		

COAL OWNERSHIP

(1) Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) P. O. Box 187 Tazewell, VA 24651	3.48 acres	6.8035%
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OIL & GAS OWNERSHIP

(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 25 Acre Tract)	3.48 acres	6.8035%
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(b) Mike O. Rasnake Heirs, Devisees,  
Successors or Assigns

*Although the heirs of Mike Rasnake now own a total of 23/144, a disbursement is required to pay additional interest granted per court order Case No. CL07000605-0. Owners are currently being paid for a 23/648 interest*

(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.12 acres 23/648 of 3.48 acres	0.2415%
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(b.2) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260	0.12 acres 23/648 of 3.48 acres	0.2415%
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(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.12 acres 23/648 of 3.48 acres	0.2415%
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